

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BOARD OF REGENTS, THE UNIVERSITY  
OF TEXAS SYSTEM AND  
TISSUEGEN INC.,

Plaintiffs,

v.

BOSTON SCIENTIFIC CORPORATION,

Defendant.

C.A. No. 18-cv-392-MN

**DEFENDANT’S MOTION TO DISMISS PLAINTIFF BOARD OF REGENTS UNDER  
RULES 12(b)(1) AND 12(b)(6)**

Defendant Boston Scientific Corporation (“Defendant”) hereby moves to dismiss Plaintiff Board of Regents, The University of Texas System under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6). The grounds for this motion are set forth more fully in Defendant’s opening brief being filed contemporaneously herewith.

WHEREFORE, Defendant respectfully requests that the Court grant this motion and such further relief as the Court deems just and proper.

Dated: October 15, 2021

Respectfully submitted,

FARNAN LLP

/s/ Brian E. Farnan

Brian E. Farnan (Bar No. 4089)

Michael J. Farnan (Bar No. 5165)

919 North Market Street, 12th Floor

Wilmington, DE 19801

Tel. (302) 777-0300

Fax (302) 777-0301

bfarnan@farnanlaw.com

mfarnan@farnanlaw.com

Melissa A. Anyetei (admitted *pro hac vice*)

James R. Ferguson (admitted *pro hac vice*)  
Michael J. Word (admitted *pro hac vice*)  
Mayer Brown LLP  
71 South Wacker Drive  
Chicago, IL 60606  
Telephone: (312) 782-0600  
Facsimile: (312) 706-8503

Elliot Choi (admitted *pro hac vice*)  
Mayer Brown LLP  
1221 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 506-2500  
Facsimile: (212) 262-1910

*Attorneys for Defendant Boston Scientific  
Corporation*